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Docket No. 48002-DIV (48340)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Applicant: P. Rhode et al.

Serial No. 09/766,378

Examiner: F. Pierre VanderVegt, Ph.D.

Filed: January 19, 2001

Group Art Unit: 1644

For: SOLUBLE MHC COMPLEXES AND METHODS OF USE THEREOF

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail and is addressed to the Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 on December 24, 2003.

By Sharon Bizokas
Sharon Bizokas

Commissioner For Patents
P.O. Box 1450
Alexandria VA 22313-1450

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SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This communication is submitted in response to Office communication dated July 29, 2003 (Paper No. 14) for the above-referenced patent application. A request for an appropriate extension of time is being submitted on even date herewith.

According to the Office communication, Applicants' response to the Restriction Requirement filed on May 12, 2003 was not fully responsive to the prior Office action because Applicant did not elect a species for part A (joining molecule) or part C (cell surface target molecule) of the species requirement.

Applicants thank the Examiner for the courtesy of a telephone conference on December 10, 2003 regarding the above-described species election.

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Applicants hereby elect an **immunoglobulin (Ig) domain** as the species for part A (joining molecule). Applicants further hereby elect **CD3** as the species for part C (cell surface target molecule).

Applicants submit that upon the allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim, as provided by 37 C.F.R. § 1.141.

It is believed the application is in condition for immediate allowance, which action is earnestly solicited.

Respectfully submitted,

Date: December 24, 2003



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